

State of New York
COUNTY OF NEW YORK

SS:

INGRID CHRISTIANI

being duly sworn,
says that he/she is the principal Clerk of the Publisher of the

600172

New York Post

a daily newspaper of general circulation printed and published in the English language, in the County of New York, State of New York; that advertisement hereto annexed has been regularly published in the said "NEW YORK POST" once,

on the 25 day of May, 2007

on the 01 day of June, 2007

on the 08 day of June, 2007

on the 15 day of June, 2007

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN THE MATTER OF THE COMPLAINT OF

07 CIV 3808
NOTICE OF COMPLAINT
FOR EXONERATION FROM
OR LIMITATION OF LIABILITY

DAVID SEAN KENNEDY and KENNEDY ENGINE CO., INC.
as owners and/or owners pro hac vice of vessel M/V CHELSEA SCREAMER for
Exoneration from or Limitation of Liability, Petitioner.

PLEASE TAKE NOTICE that DAVID SEAN KENNEDY and KENNEDY ENGINE CO., INC. (hereinafter "Petitioner") as owner or owners pro hac vice of the M/V CHELSEA SCREAMER, a 53-foot 1994 passenger vessel have filed a Verified Complaint claiming the right of Exoneration from or Limited Liability pursuant to the vessel owner's Limitation of Liability Act, Title 46 U.S.C. § 30501 et seq., for all claims, damages and/or injuries alleged by JOHN C. BAIRD, and any others arising on or about July 3, 2004, while JOHN C. BAIRD was aboard the Vessel on navigable waters of the Hudson River, New York as more fully described in the Verified Complaint, and

PLEASE TAKE FURTHER NOTICE that all persons, firms, entities or corporations, having any claim or suit against Petitioner arising or resulting from the alleged incident must file a Claim as provided in Rule "F" of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure with the Clerk of the Court, at the United States Courthouse, 500 Pearl Street, New York, New York 10007 and must deliver or mail to the attorneys for the Petitioner, James E. Mercante, Esq., RUBIN, FIORELLA & FRIEDMAN LLP, 292 Madison Avenue, 11th Floor, New York, New York 10017, a copy on or before June 18, 2007, or be defaulted. Personal attendance is not required.

Further, any claimant desiring to contest Petitioner's right either to Exoneration from or Limitation of Liability shall file an Answer to the Verified Complaint on or before the aforesaid date as required by Supplemental Rule "F" of the Federal Rules of Civil Procedure, and deliver or mail a copy to the attorneys for the Petitioner, or be defaulted.

Dated: New York, New York
May 15, 2007

/s/ J. Michael McMahon, Clerk

Ingrid Christiani

Sworn to before me this

day of

2007

315 June

BYRON STEVENS
Notary Public, State of New York
No. 01ST6117803
Qualified in New York County
Commission Expires November 1, 2008

Notary Public